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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

HAO XU,

Plaintiff,

v.

ALBERTO GONZALES, United States Attorney
 General, U.S. Department of Justice;
 MICHAEL CHERTOFF, Secretary of the
 Department of Homeland Security;
 EMILIO T. GONZALEZ, Director of United
 States Citizenship and Immigration Services,

Defendants.

No. C 07-3383 PVT

**STIPULATION TO DISMISS AND
 [PROPOSED] ORDER**

Plaintiff, by and through his attorney of record, and Defendants by and through their attorney of record, hereby stipulate, subject to the approval of the Court, to dismissal of the action in light of the adjudication of Plaintiff's adjustment of status applications (Form I-485).

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1 Each of the parties shall bear their own costs and fees.

2 Date: March 17, 2008

Respectfully submitted,

3 JOSEPH P. RUSSONIELLO
4 United States Attorney

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6 /s/
ILA C. DEISS¹
7 Assistant United States Attorney
8 Attorneys for Defendants

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10 Date: March 17, 2008

11 /s/
JUSTIN FOK
12 Attorney for Plaintiff

13 **ORDER**

Pursuant to Stipulation, IT IS SO ORDERED.

14 Dated:

15 PATRICIA V. TRUMBULL
16 United States Magistrate Judge

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27 ¹ I, Ila Deiss, hereby attest that I have on file all holograph signatures for any signatures
28 indicated by a “conformed” signature (/S/) within this efiled document.